UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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RAMON JAQUEZ, on behalf of himself and

others similarly situated,

Plaintiff, : 21 Civ. 1449 (LGS)

-against- : <u>ORDER</u>

WHAM-O, INC.,

Defendant. :

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LORNA G. SCHOFIELD, District Judge:

WHEREAS, the initial pre-trial conference in this matter is scheduled for April 22, 2021, at 11:00 a.m.

WHEREAS, pursuant to the Individual Rules, the parties were required to file a joint letter and proposed case management plan on April 15, 2021.

WHEREAS, the parties have not filed the joint letter or proposed case management plan.

It is hereby

**ORDERED** that, if Plaintiff is in communication with Defendant, the parties shall file the joint letter and proposed case management plan as soon as possible and no later than **noon on April 20, 2021**. If Defendant refuses to cooperate in the preparation of these documents, Plaintiff shall prepare and file them. If Plaintiff is not in communication with Defendant, as soon as possible and no later than **noon on April 20, 2021**, Plaintiff shall file a letter (i) summarizing his efforts to contact Defendant and (ii) requesting adjournment of the initial pretrial conference.

Dated: April 19, 2021

New York, New York

Lorna G. Schofield

United States District Judge